

KATE McKENNA, AICP
Executive Officer

MINUTES OF

LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

Adopted February 27, 2006

Regular Meeting

Monday, January 23, 2006, 4:00 p.m.

**Board of Supervisors Chambers
Monterey County Government Center
168 West Alisal, First Floor
Salinas, California**

The meeting of the Local Agency Formation Commission (LAFCO) of Monterey County was called to order by Chair Calcagno at 4:07 p.m. in the Monterey County Board of Supervisors Chambers. Commissioner Gourley led the Pledge of Allegiance.

ROLL CALL

Members Present

Chair Calcagno (*County Member*)
Commissioner Caballero, Vice-Chair (*City Member*)
Commissioner Darington, Alternate (*Public Member*)
Commissioner DiMaggio (*Public Member*)
Commissioner Costello (*City Member*)
Commissioner Gourley, Alternate (*City Member*)
Commissioner McGowan (*Special District Member*)
Commissioner Perkins (*Special District Member*)
Commissioner Smith (*County Member*)

Members Absent

Commissioner Armenta, Alternate (*County Member*)
Commissioner Shirrel, Alternate (*Special District Member*)

Staff Present

Kate McKenna, AICP, Executive Officer
Dennis LeClere, LAFCO Counsel
Rachelle Jones, LAFCO Clerk

Item 4: Approval of Minutes

4.a Approval of Minutes of the December 5, 2005 Regular LAFCO Meeting.

Upon motion of Commissioner Perkins, seconded by Commissioner Costello, the minutes of the December 5, 2005 meeting were unanimously approved.

4.b Approval of Minutes of the December 14, 2005 Special LAFCO Meeting.

Upon motion of Commissioner Perkins, seconded by Commissioner Costello, the minutes of the December 14, 2005 meeting were unanimously approved.

4.c Approval of Minutes of the December 27, 2005 Special LAFCO Meeting.

Commissioner DiMaggio asked that the spelling of his name be corrected on page two of the minutes.

Upon motion of Commissioner Perkins, seconded by Commissioner Costello, the minutes of the December 27, 2005 meeting were approved by the following vote:

AYES: Commissioners Perkins, Costello, Caballero, DiMaggio, Calcagno, and McGowan

NOES: None.

ABSTAIN: Commissioner Smith

4.d: Approval of Minutes of the January 9, 2006 Special LAFCO Meeting.

Upon motion of Commissioner Perkins, seconded by Commissioner Costello, the corrected minutes of the January 9, 2006 meeting were unanimously approved.

Item 5: Public Comment:

None

Item 6: Commissioner Comment:

None

Item 7 a - d: Consent Agenda:

Executive Officer McKenna provided staff report.

Upon Motion of Commissioner Smith, seconded by Commissioner McGowan, consent agenda items: receive check register for November 2005, receive status report on Municipal Service Reviews, receive status report on anticipated future Agenda Items, and Budget and Financial status report were unanimously approved.

Item 8: Public Hearing

- 8.a Conduct a protest hearing per Government Code Section 57000 on a LAFCO action of December 5, 2005 to approve a proposal submitted by resolution of the Castroville Water District Board of Directors for the “Sphere of Influence Amendment and Annexation of 367 ± acres to the Castroville Water District” Transferring Wastewater Collection and Treatment and Storm water Collection and Disposal Services from County Service Area 14 to the Castroville Water District (*LAFCO File No. 05-11*), conditioned upon final approval of the Sphere of Influence Amendment on February 27, 2006.**

Executive Officer McKenna provided report.

Chair Calcagno opened Item to the floor.

Public Comment

Hans Jongens questioned whether the proposed annexation would affect farmland. Eric Tynan responded that the area to be annexed is uninhabited.

Chair Calcagno Closed Item to the floor

Commissioner Action

Upon motion of Commissioner McGowan, seconded by Commissioner Perkins, LAFCO action of December 5, 2005 to approve a proposal submitted by resolution of the Castroville Water District Board of Directors for the “Sphere of Influence Amendment and Annexation of 367 ± acres to the Castroville Water District” Transferring Wastewater Collection and Treatment and Storm water Collection and Disposal Services from County Service Area 14 to the Castroville Water District (*LAFCO File No. 05-11*) was unanimously approved, conditioned upon final approval of the Sphere of Influence Amendment on February 27, 2006.

Item 9: Executive Officer’s Report

Executive Officer McKenna commented on property tax transfer action that the LAFCO office has recently completed for LAFCO actions dating back to 1999.

Item 10: Correspondence

Consider correspondence regarding LAFCO actions of January 9, 2006 for the Carmel Valley Fire Protection District Reorganization Proposal (*LAFCO File No. 04-04*).

Executive Officer McKenna provided report including a list of correspondence received since the January 9, 2006 special LAFCO meeting.

Chair Calcagno opened item to the floor.

Bill Ross commented on the process of reconsideration and asked for a reconsideration of the LAFCO action of January 9, 2006. Lloyd Lowrey commented on the LAFCO action of January 9, 2006, saying that it was final. He asked that the Commission adopt the resolution that he submitted again on January 23, and set a protest hearing. Julie Culver, counsel for of the Santa

Lucia Community Services District, commented on the lack of time that the consolidated district has had to operate since certificates of completions had not been filed on several annexations until November 2005, and suggested that LAFCO may have lost jurisdiction in this proposal. Mike Vout, Captain Carmel Valley Fire Protection District, confirmed that the professional union does not support detachment. Russell Jeffries, President Monterey County Special Districts Association, welcomed questions regarding the letter he submitted and discouraged wasting of additional time and energy on reconsideration. Ron Builta, Carmel Valley Fire Protection District Board of Directors, pointed to facts in the letter he submitted in opposition to reorganization.

Chair Calcagno closed item to the floor.

Commissioner Comment

The Commissioners provided comments and asked questions of Counsel.

Chair Calcagno made motion which was unanimously approved by the Commission, to amend its earlier administrative direction to Executive Officer McKenna, to come back with a draft resolution for the Carmel Valley Fire Protection District Reorganization Proposal (*LAFCO File No. 04-04*), that the Commission may take action on, at the February 27, 2006 regular LAFCO meeting.

Item 11: Adjournment

On motion of Chair Calcagno, there being no objection, the meeting was adjourned at 5:18 p.m. to the next regular LAFCO meeting to be held on Monday, February 27, 2006 at 4:00 p.m. in the Board of Supervisors Chamber, 168 W. Alisal St., First Floor, Salinas, California.

Respectfully Submitted,

Rachelle Jones
LAFCO Clerk